

13281 U.S.PTO
040504

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UTILITY	Atty Doc. No. <u>51360</u>	Total Pages <u>3</u>
PATENT APPLICATION	FIRST NAMED INVENTOR OR APPLICATION IDENTIFIER	
TRANSMITTAL	Harald KOEHLER	
	Express Mail Label No. _____	

Application Elements

Address To: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. / X / Fee transmittal Form
(Submit an original, and a duplicate for fee processing)
2./ X /Specification Total Pages / 16 /
(Preferred arrangement set for below)

Descriptive title of the Invention

6. / / Microfiche Computer Program (Appendix)
7./ /Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
a./ / Computer Readable Copy
b/ / Paper Copy (Identical to computer copy)
c/ / Statement verifying identity of above copies

Cross References to Related Application

ACCOMPANYING APPLICATIONS PARTS

Statement Regarding Fed. Sponsored R & D

- 8./ / Assignment Papers (cover sheet & document(s))
9/ / 37 CFR 3.73(b)Statement / /Power of Attorney
10./ /English Translation Document (if applicable)
11./ /Information Disclosure / / Copies of IDS Citations
12./ X /Preliminary Amendment
13./ x/Return Receipt Postcard (MPEP 503)

Reference to Microfiche Appendix

Background of the Invention

- Should be specifically itemized)
14./ /Small Entity / /Statement filed in prior application
Statements Status still proper and
15./ / Certified Copy of Priority Document(s)
(if foreign priority is claimed)

Brief Summary of the Invention

- 16./ X / Other Incorporation of IDS and references
filed 10/17/02 and 1/28/03 is requested

Brief Description of the Drawings (if filed)

Detailed Description

Claim(s)

Abstract of the Disclosure

3./ / Drawing(s)(35 USC 113)(Figs.) Total Sheets / /

desired 4./ X /Oath or Declaration Total Pages/ 3 /

a / / Newly executed (original or copy)

b./ x /Copy from a prior application (37 CFR 1.63(d))
(For Continuation/Divisional with Box 17 completed)
Note Box 5 belowi./ / DELETION OF INVENTOR(S)Signed statement attached deleting
inventor(s) named in the prior application
see 37 CFR 1.63(d)(2) and 1.33(b).

5. / x / Incorporation by reference (useable if Box 4b is checked)

The entire disclosure of the prior application, from which a
copy of the oath or declaration is supplied under Box 4b
is considered as being part of the disclosure of the accompanying
application and is hereby incorporated by reference therein.

17. If a Continuing Application, check appropriate box and supply the requisite information:

/ X /Continuation / /Divisional / /Continuation-in part (CIP) of prior application No. 10/257,874

CORRESPONDENCE ADDRESS

/ / Customer Number or Bar code Label or / / Correspondence address below
 Insert Customer No. or Attach bar code label here

Name: **Herbert B. Keil**
KEIL & WEINKAUFAddress: 1350 Connecticut Ave., N.W.
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10/816905

040504

The filing fee has been calculated as shown below:

For:	Number Filed	Number Extra	SMALL/LARGE ENTITY	BASIC FEE
				\$385./\$770.

Basic Fee..... \$ 770.

Total Claims: 6 -20 = _____ x \$09./\$18. = _____
Indep. Claims: 1 -3 = _____ x \$43./\$86. = _____

[] Multiple Dependent Claim(s) presented:\$145./290 = _____

[x] A check is enclosed for the filing fee. \$ 770.

*If the difference is less than zero, enter "0".

- [X] A check for \$1,720 for the filing fee and 3 month extension of time.
- [X] The Commissioner is hereby authorized to charge any other fee required, including the issue fee, in connection with the filing and prosecution of this application, and to the extent necessary, applicant(s) hereby petition for extension(s) of time under 37 CFR 1.136, to be charged to our Deposit Account 11-0345.

Respectfully submitted,
KEIL & WEINKAUF


Herbert B. Keil
Reg. No. 18,967

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the continuation application of)
KOEHLE et al.) Art Unit: 1616
Serial No. 10/257,874)
Examiner: Clardy
Filed: October 7, 2002)
)

For: METHOD OF INDUCING THE VIRUS RESISTANCE OF PLANTS

I hereby certify that this correspondence
is being deposited with the United States
Postal Service as first class mail in an
envelope addressed to Commissioner of
Patents and Trademarks, Washington, D.C.
20231, on:

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Date of Deposit

Mary Chadwick
Person Making Deposit
Mary Chadwick
Signature

Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR SUSPENSION OF TIME UNDER 37 CFR §103(b)

Sir:

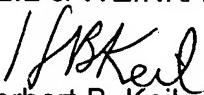
Suspension of action on the above-identified application is requested under
37 CFR § 103(b) to provide sufficient time for applicants to prepare and submit a
preliminary amendment.

04/07/2004 EHAILE1 00000033 10816905

01 FC:1001
02 FC:1253

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950.00-00

Respectfully submitted,
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